2.30.1999

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

David William House Applicant or Patentee: Serial or Patent No.: not yet known Filed or Issued: filed herewith COCHLEAR IMPLANTS WITH A STIMULUS IN THE HUMAN ULTRASONIC For: RANGE AND METHOD FOR STIMULATING A COCHLEA DECLARATION CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) and 1.27 (b)) INDEPENDENT INVENTOR As a below-named inventor, I hereby state that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled described in the [x] specification filed herewith [] application serial no. ________, filed ________,
[] patent no. _______, issued ________ I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below: [x] no such person, concern, or organization [] persons, concerns or organizations listed below* *NOTE: Separate statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27) FULL NAME: ADDRESS: [] small business concern [] nonprofit organization [] individual I acknowledge the duty to file, in this application or patent, hotification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

David William House

Full name of sole or first inventor:

Inventor's signature:

PATENT APPLICATION Attorney Docket No. 1420-2

COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

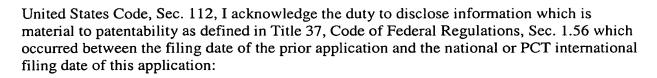
As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled COCHLEAR IMPLANTS WITH A STIMULUS IN THE HUMAN ULTRASONIC RANGE AND METHOD FOR STIMULATING A COCHLEA, the specification of which:

	[x]	is attached hereto.	•				
	[]	was filed on	8	as Application No			
	[]	and was amended					
	[]	with amendments					
		that I have revieweng the claims, as an					ntified
	_	e the duty to disclose accordance with Ti			-		ility
(a)-(d) or §36 of any PCT in United States for patent or i	5(b) of nternation of Ame nventor	n foreign priority be any foreign applica anal application who rica, listed below a 's certificate, or of application on wh	tion(s) for ich design ind have a any PCT i	patent or invated at least of so identified nternational	entor's certificat one country other below any foreig	e, or §30 than the gn applic	65(a) e cation
Prior Foreign Application(s)						Claim Priori []	_
(Number)	_	(Country)		(Day/Mont	h/Year Filed)	Yes	No
		n the benefit under onal application list			Code, Sec. 119(e) of any	
Provisional Application No.					Filing Date		
							

I hereby claim the benefit under Title 35, United States Code, Sec. 120 or §365(c) of any PCT international application designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35,



(Application No.)	(Filing Date)	(Status) (patented, pending, abandoned)

I hereby appoint the following attorneys to prosecute the application, to file a corresponding international application, to prosecute and transact all business in the Patent and Trademark Office connected therewith:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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 $\frac{12.36.1999}{\text{(Date)}}$